

□ 1238

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

VOLUNTEER PILOT ORGANIZATION PROTECTION ACT OF 2004

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 1084, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the bill, H.R. 1084, as amended, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 385, nays 12, not voting 36, as follows:

[Roll No. 447]

YEAS—385

Abercrombie	Castle	Forbes
Aderholt	Chabot	Ford
Akin	Chandler	Fossella
Alexander	Chocola	Frank (MA)
Allen	Clyburn	Franks (AZ)
Andrews	Coble	Frelinghuysen
Baca	Cole	Frost
Baird	Collins	Gallegly
Baker	Cooper	Garrett (NJ)
Baldwin	Costello	Gerlach
Barrett (SC)	Cox	Gibbons
Bartlett (MD)	Cramer	Gilchrest
Barton (TX)	Crane	Gillmor
Bass	Crenshaw	Gingrey
Becerra	Cubin	Gonzalez
Bell	Culberson	Goode
Berkley	Cummings	Goodlatte
Berman	Cunningham	Gordon
Berry	Davis (AL)	Granger
Biggert	Davis (CA)	Graves
Bilirakis	Davis (FL)	Green (TX)
Bishop (GA)	Davis (IL)	Green (WI)
Bishop (NY)	Davis (TN)	Grijalva
Bishop (UT)	Davis, Jo Ann	Gutierrez
Blumenauer	Davis, Tom	Gutknecht
Blunt	Deal (GA)	Hall
Boehner	DeFazio	Harman
Bonilla	DeGette	Harris
Bono	Delahunt	Hart
Boozman	DeLauro	Hastings (WA)
Boswell	DeLay	Hayes
Boucher	DeMint	Hayworth
Boyd	Deutsch	Hefley
Bradley (NH)	Diaz-Balart, L.	Hensarling
Brady (PA)	Dicks	Herger
Brady (TX)	Dingell	Herseth
Brown (OH)	Doggett	Hill
Brown (SC)	Dooley (CA)	Hinojosa
Brown, Corrine	Doolittle	Hobson
Brown-Waite,	Doyle	Hoekstra
Ginny	Dreier	Holden
Burgess	Duncan	Holt
Burns	Dunn	Honda
Burr	Edwards	Hoolley (OR)
Burton (IN)	Ehlers	Hostettler
Butterfield	Emanuel	Hoyer
Buyer	Emerson	Hulshof
Calvert	English	Hyde
Camp	Eshoo	Inslee
Cantor	Etheridge	Isakson
Capito	Evans	Israel
Capps	Everett	Istook
Capuano	Farr	Jackson (IL)
Cardin	Fattah	Jackson-Lee
Cardoza	Feeney	(TX)
Carson (IN)	Ferguson	Jefferson
Carson (OK)	Filner	Jenkins
Carter	Flake	John
Case	Foley	Johnson (CT)

Johnson (IL)	Moran (KS)	Schakowsky
Johnson, Sam	Moran (VA)	Schiff
Jones (NC)	Murphy	Scott (GA)
Jones (OH)	Murtha	Scott (VA)
Kanjorski	Musgrave	Sensenbrenner
Kaptur	Myrick	Sessions
Keller	Napolitano	Shadegg
Kelly	Neal (MA)	Shaw
Kennedy (MN)	Nethercutt	Shays
Kildee	Neugebauer	Sherman
Kilpatrick	Ney	Sherwood
Kind	Northup	Shimkus
King (IA)	Norwood	Shuster
King (NY)	Nunes	Simmons
Kingston	Nussle	Simpson
Kirk	Oberstar	Skelton
Kline	Obey	Smith (MI)
Knollenberg	Olver	Smith (NJ)
Kolbe	Ortiz	Smith (TX)
Kucinich	Osborne	Smith (WA)
LaHood	Ose	Snyder
Lampson	Otter	Solis
Lantos	Oxley	Souder
Larsen (WA)	Pallone	Spratt
Larson (CT)	Pascarella	Stearns
Latham	Pastor	Stenholm
LaTourette	Payne	Strickland
Leach	Pearce	Stupak
Lee	Pelosi	Sullivan
Levin	Pence	Sweeney
Lewis (CA)	Peterson (PA)	Tancredo
Lewis (GA)	Petri	Tanner
Lewis (KY)	Pickering	Tauscher
Linder	Pitts	Taylor (MS)
Lipinski	Platts	Taylor (NC)
LoBiondo	Pombo	Thomas
Lowe	Pomeroy	Thompson (CA)
Lucas (KY)	Porter	Thompson (MS)
Lucas (OK)	Portman	Thornberry
Lynch	Price (NC)	Tiahrt
Majette	Pryce (OH)	Tiberi
Maloney	Putnam	Tierney
Marshall	Quinn	Toomey
Matheson	Radanovich	Turner (OH)
Matsui	Rahall	Turner (TX)
McCarthy (MO)	Ramstad	Udall (CO)
McCarthy (NY)	Rangel	Udall (NM)
McCollum	Regula	Upton
McCotter	Rehberg	Van Hollen
McCrery	Renzi	Visclosky
McDermott	Reyes	Vitter
McGovern	Reynolds	Walden (OR)
McHugh	Rodriguez	Walsh
McIntyre	Rogers (AL)	Wamp
McKeon	Rogers (MI)	Watson
McNulty	Rohrabacher	Watt
Meehan	Ross	Waxman
Meek (FL)	Rothman	Weiner
Meeks (NY)	Roybal-Allard	Weldon (FL)
Menendez	Royce	Weldon (PA)
Mica	Ruppersberger	Weller
Michaud	Rush	Wicker
Millender-	Ryan (WI)	Wilson (NM)
McDonald	Ryun (KS)	Wilson (SC)
Miller (FL)	Sabo	Wolf
Miller (MI)	Sánchez, Linda	Woolsey
Miller (NC)	T.	Wu
Miller, Gary	Sanchez, Loretta	Wynn
Miller, George	Sanders	Young (AK)
Mollohan	Sandlin	Young (FL)
Moore	Saxton	

NAYS—12

Hinchey	Nadler	Stark
Lofgren	Paul	Terry
Manzullo	Peterson (MN)	Waters
Markey	Ryan (OH)	Wexler

NOT VOTING—36

Ackerman	Engel	Langevin
Bachus	Gephardt	McInnis
Ballenger	Goss	Owens
Beauprez	Greenwood	Rogers (KY)
Blackburn	Hastings (FL)	Ros-Lehtinen
Boehlert	Hoefel	Schrock
Bonner	Houghton	Serrano
Cannon	Hunter	Slaughter
Clay	Issa	Tauzin
Conyers	Johnson, E. B.	Towns
Crowley	Kennedy (RI)	Velázquez
Diaz-Balart, M.	Klecza	Whitfield

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised that there are 2 minutes remaining in this vote.

□ 1246

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. ISSA. Mr. Speaker, today, I missed two recorded votes. If I had been present for rollcall vote No. 445, I would have voted "yea." If I had been present for rollcall vote No. 447, I would have voted "yea."

LAWSUIT ABUSE REDUCTION ACT OF 2004

Mr. SENSENBRENNER. Mr. Speaker, pursuant to House Resolution 766, I call up the bill (H.R. 4571) to amend Rule 11 of the Federal Rules of Civil Procedure to improve attorney accountability, and for other purposes, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to House Resolution 766, the bill is considered read for amendment.

The text of H.R. 4571 is as follows:

H.R. 4571

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Lawsuit Abuse Reduction Act of 2004".

SEC. 2. ATTORNEY ACCOUNTABILITY.

Rule 11 of the Federal Rules of Civil Procedure is amended—

(1) in subdivision (c)—

(A) by amending the first sentence to read as follows: "If a pleading, motion, or other paper is signed in violation of this rule, the court, upon motion or upon its own initiative, shall impose upon the attorney, law firm, or parties that have violated this subdivision or are responsible for the violation, an appropriate sanction, which may include an order to the other party or parties to pay for the reasonable expenses incurred as a direct result of the filing of the pleading, motion, or other paper, that is the subject of the violation, including a reasonable attorney's fee."; and

(B) in paragraph (1)(A)—

(i) by striking "Rule 5" and all that follows through "corrected." and inserting "Rule 5."; and

(ii) by striking "the court may award" and inserting "the court shall award"; and

(C) in paragraph (2), by striking "shall be limited to what is sufficient" and all that follows through the end of the paragraph (including subparagraphs (A) and (B)) and inserting "shall be sufficient to deter repetition of such conduct or comparable conduct by others similarly situated, and to compensate the parties that were injured by such conduct. The sanction may consist of an order to pay to the party or parties the amount of the reasonable expenses incurred as a direct result of the filing of the pleading, motion, or other paper that is the subject of the violation, including a reasonable attorney's fee."; and

(2) by striking subdivision (d).